

PATENT COOPERATION TREATY

From the
INTERNATIONAL SEARCHING AUTHORITY

REC'D 3.0 JUN 2005

WIPO

PCT

PCT

WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis.1)

To:
VENABLE LLP
VENABLE LLP
P.O. BOX 34385
WASHINGTON, DC 20043-9998

Date of mailing
(day/month/year) **28 JUN 2005**

Applicant's or agent's file reference

FOR FURTHER ACTION

See paragraph 2 below

29953-213686

International application No.

International filing date (day/month/year)

Priority date (day/month/year)

PCT/US05/09940

24 March 2005 (24.03.2005)

31 March 2004 (31.03.2004)

International Patent Classification (IPC) or both national classification and IPC

IPC(7): G07F 11/00 and US Cl.: 221/75

Applicant

GRAHAM PACKGING COMPANY, L.P.

1. This opinion contains indications relating to the following items:

- ☒ Box No. I Basis of the opinion
- ☐ Box No. II Priority
- ☐ Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- ☐ Box No. IV Lack of unity of invention
- ☒ Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- ☐ Box No. VI Certain documents cited
- ☐ Box No. VII Certain defects in the international application
- ☐ Box No. VIII Certain observations on the international application

2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

Name and mailing address of the ISA/ US

Mail Stop PCT, Attn: ISA/US

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Facsimile No. (703) 305-3230

Authorized officer
Kenneth W. Noland

Telephone No. (703) 305-9745

Form PCT/ISA/237 (cover sheet) (January 2004)

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

International application No.

PCT/US05/09940

Box No. I Basis of this opinion

1. With regard to the language, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

☐ This opinion has been established on the basis of a translation from the original language into the following language _____, which is the language of a translation furnished for the purposes of international search (under Rules 12.3 and 23.1(b)).

2. With regard to any nucleotide and/or amino acid sequence disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:

a. type of material

☐ a sequence listing

☐ table(s) related to the sequence listing

b. format of material

☐ in written format

☐ in computer readable form

c. time of filing/furnishing

☐ contained in international application as filed.

☐ filed together with the international application in computer readable form.

☐ furnished subsequently to this Authority for the purposes of search.

3. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.

4. Additional comments:

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

International application No.
PCT/US05/09940

Box No. V Reasoned statement under Rule 43 *bis*.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)

Claims 1-20 YES
Claims NONE NO

Inventive step (IS)

Claims 1-20 YES
Claims NONE NO

Industrial applicability (IA)

Claims 1-20 YES
Claims NONE NO

2. Citations and explanations:

Claims 1-20 meet the novelty, inventive step, and industrial applicability criteria under PCT Article 33(2)-33(4) as follows:

Claims 1 and 12 recite a system for storing and releasing objects onto a production line having a central structure of an enclosed space. There is a helical support disclosed about the central structure providing layers of storage. There is a pusher blade disposed about the central structure.

Claim 19 recite a method for providing an object to a production line having the steps of positioning an enclosure to be conveyed in a packaging production line. There is the activating means to push stored objects out of the enclosure and onto the packaging production line area with an appropriate orientation. There is the moving the push-out stored objects toward the actual packaging operation.

The above recitations in claims 1-20 are not taught nor fairly suggested by the prior art or any combination thereof.

PATENT COOPERATION TREATY

From the
INTERNATIONAL SEARCHING AUTHORITY

To:
VENABLE LLP
VENABLE LLP
P.O. BOX 34385
WASHINGTON, DC 20043-9998

PCT

REC'D 30 JUN 2005

WIPO

PCT

WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY

(PCT Rule 43bis.1)

Applicant's or agent's file reference 29953-213686		Date of mailing (day/month/year) 28 JUN 2005	
International application No. PCT/US05/09940		FOR FURTHER ACTION See paragraph 2 below	
International filing date (day/month/year) 24 March 2005 (24.03.2005)	Priority date (day/month/year) 31 March 2004 (31.03.2004)		
International Patent Classification (IPC) or both national classification and IPC IPC(7): G07F 11/00 and US Cl.: 221/75			
Applicant GRAHAM PACKING COMPANY, L.P.			

1. This opinion contains indications relating to the following items:

- | | | |
|-------------------------------------|--------------|--|
| <input checked="" type="checkbox"/> | Box No. I | Basis of the opinion |
| <input type="checkbox"/> | Box No. II | Priority |
| <input type="checkbox"/> | Box No. III | Non-establishment of opinion with regard to novelty, inventive step and industrial applicability |
| <input type="checkbox"/> | Box No. IV | Lack of unity of invention |
| <input checked="" type="checkbox"/> | Box No. V | Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement |
| <input type="checkbox"/> | Box No. VI | Certain documents cited |
| <input type="checkbox"/> | Box No. VII | Certain defects in the international application |
| <input type="checkbox"/> | Box No. VIII | Certain observations on the international application |

2. FURTHER ACTION

If a demand for international preliminary examination is made, this opinion will be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA") except that this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of 3 months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

Name and mailing address of the ISA/ US
Mail Stop PCT, Attn: ISA/US
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
Facsimile No. (703) 305-3230

Authorized officer
Kenneth W. Noland
Kenneth W. Noland

Telephone No. (703) 305-9745

Form PCT/ISA/237 (cover sheet) (January 2004)

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

International application No.

PCT/US05/09940

Box No. I Basis of this opinion

1. With regard to the language, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.

☐ This opinion has been established on the basis of a translation from the original language into the following language _____, which is the language of a translation furnished for the purposes of international search (under Rules 12.3 and 23.1(b)).

2. With regard to any nucleotide and/or amino acid sequence disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:

a. type of material

☐ a sequence listing

☐ table(s) related to the sequence listing

b. format of material

☐ in written format

☐ in computer readable form

c. time of filing/furnishing

☐ contained in international application as filed.

☐ filed together with the international application in computer readable form.

☐ furnished subsequently to this Authority for the purposes of search.

3. ☐ In addition, in the case that more than one version or copy of a sequence listing and/or table relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.

4. Additional comments:

WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY

International application No.
PCT/US05/09940

Box No. V Reasoned statement under Rule 43 *bis*.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)

Claims 1-20 YES
Claims NONE NO

Inventive step (IS)

Claims 1-20 YES
Claims NONE NO

Industrial applicability (IA)

Claims 1-20 YES
Claims NONE NO

2. Citations and explanations:

Claims 1-20 meet the novelty, inventive step, and industrial applicability criteria under PCT Article 33(2)-33(4) as follows:

Claims 1 and 12 recite a system for storing and releasing objects onto a production line having a central structure of an enclosed space. There is a helical support disclosed about the central structure providing layers of storage. There is a pusher blade disposed about the central structure.

Claim 19 recite a method for providing an object to a production line having the steps of positioning an enclosure to be conveyed in a packaging production line. There is the activating means to push stored objects out of the enclosure and onto the packaging production line area with an appropriate orientation. There is the moving the push-out stored objects toward the actual packaging operation.

The above recitations in claims 1-20 are not taught nor fairly suggested by the prior art or any combination thereof.